THE HONOURABLE SRI JUSTICE V. ESWARAIAH

WRIT PETITION No.6681 OF 2007

DATED: 02-04-2007

BETWEEN

Bobbili Pydamma,
W/o. Appa Rao,
R/o. Gowravaram Village,
Chodavaram Mandal,
Visakhapatnam
And others.

...PETITIONERS

AND

The District Collector (LA),
Visakhapatnam and others.

...RESPONDENTS

ORDER:

Heard the learned counsel for the petitioner as well as the Government Pleader for Land Acquisition and Government Pleader of Roads and Buildings.

2. It is the case of the petitioners that they are the owners of small extents of lands in Sy.Nos.261/15, 261/3, 261/1P, 93/14, 261/1A, 254, 254/1, 254/3 and 255 of Boilakinthada Village, Devarapalli Mandal, Visakhapatnam District and in respect of the said lands ryotwari pattas were issued in their favour by the revenue authorities. While so, the Roads and Buildings Department made a proposal for widening the road from Lakkavaram R and B road to
G. Jagannadhapuram R and B road. The grievance of the petitioners is that their lands are situated on both the sides of the proposed road and if road widening takes place portions of their properties will be affected.

3. I am of the opinion that though road widening is for public purpose, the same cannot be implemented without acquiring the lands of the petitioners.

4. Having regard to the facts and circumstances of the case, the respondents are directed not to dispossess the petitioners without following the due procedure prescribed in law by acquiring the said lands under the Land Acquisition Act.

The writ petition is accordingly disposed of. There shall be no order as to costs.

_____

V. ESWARAIAH, J

April 2, 2007
Note: Furnish C.C. of the order by 03.04.2007.
(**B**/**o**)
DSK